

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CANYON ESTATES CONDOMINIUM
ASSOCIATION, a Washington non-profit
corporation,

Plaintiff,

v.

ATAIN SPECIALTY INSURANCE
COMPANY; INDIAN HARBOR
INSURANCE COMPANY;
WESTCHESTER SURPLUS LINES
INSURANCE COMPANY; AND GREAT
LAKES INSURANCE, SE,

Defendant.

Case No. 2:18-cv-01761-RAJ

ORDER

This matter is before the Court on Defendant Great Lakes' objections to the order granting in part and denying in part Plaintiff's motion to compel. Dkt. # 90.

Great Lakes makes three objections to Magistrate Judge Theiler's order. First, Great Lakes objects to the magistrate's determination that attorney-client privilege does not apply to the to the documents listed in Great Lakes' privilege log entries 5, 6-9, 10-16, 18-22, and 24-69. Second, Great Lakes objects to the magistrate's determination that the work product protections of Fed. R. Civ. P. 26 do not apply to the to the documents listed in Great Lakes' privilege log entries 5-16, 18-24, 32-34, 36, 38, 42, 46, 47-48, 59-61, 65-67, 69-70, 72. And third, Great Lakes objects to the magistrate's order compelling the

1 deposition of Great Lakes' outside counsel, Michael Hooks.

2 Although the Court finds no error in the magistrate's analysis, the Court will order
3 an *in camera* review of the documents at issue above. If the assertions of privileges prove
4 to be baseless after review, the Court may exercise its discretion to issue sanctions. *Rachel*
5 *v. Banana Republic, Inc.*, 831 F.2d 1503, 1508 (9th Cir. 1987).

6 Great Lakes is ORDERED to submit the documents listed above for *in camera*
7 review no later than **4:00pm on Monday, January 13, 2020**. In an abundance of caution,
8 the Court will issue a temporary stay of the magistrate's order pending review.

9 DATED this 10th day of January 2020.

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13 The Honorable Richard A. Jones
14 United States District Judge
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